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5-698 J Karaniz



Sam 1643

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hsien-Jue CHU

Serial No.: 09/007,385

Group Art Unit: 1643

Filed: January 15, 1998

Examiner: Not Assigned **RECEIVED**

For: STREPTOCOCCUS EQUI COMPOSITIONS AND METHODS OF USE **MAY 11 1998**

May 5, 1998

**MATRIX CUSTOMER
SERVICE CENTER**

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the disclosure duty under 37 CFR §§ 1.56 and 1.97, the documents listed below and on the accompanying PTO-1449 form are enclosed.¹ These documents contain information which the Examiner may consider to be important in deciding whether to allow the present application to issue as a patent:

¹ If a listed document is not in the English language and an English translation is readily available, such translation is also enclosed and attached to the copy of the document. If a translation is not attached, it is not readily available to the undersigned. If a foreign language patent document is cited, and an English language equivalent is known to the undersigned, then the English equivalent patent is also listed on the enclosed form along with the corresponding foreign language patent and a connecting arrow indicates the relationship between them. If no such English language equivalent is cited, then none is known to the undersigned.

1. USP 5,688,772, issued 11/18/97, Estrada, *et al.*
2. USP 4,568,667, issued 02/04/86, Shirakawa, *et al.*
3. USP 5,178,860, issued 01/12/93, MacKenzie, *et al.*
4. USP 4,900,549, issued 02/13/90, De Vries, *et al.*
5. USP 5,352,449, issued 10/04/94, Beltz, *et al.*
6. USP 5,057,540, issued 10/15/91, Kensil, *et al.*
7. USP 5,443,829, issued 08/22/95, Kensil, *et al.*
8. USP 5,183,659, issued 02/02/93, Timoney
9. USP 4,806,350, issued 02/21/89, Gerber
10. USP 5,273,965, issued 12/28/93, Kensil, *et al.*
11. USP 5,650,398, issued 07/22/97, Kensil, *et al.*
12. USP 5,597,807, issued 01/28/97, Estrada, *et al.*
13. EP 0 668 355 A1, published 08/23/95
14. EP 0 786 518 A1, published 07/30/97
15. Timoney, J.F. *et al.*, Infection and Immunity 63(4):1440-1445, Apr. 1995

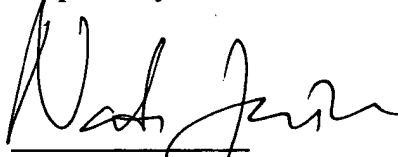
In accordance with MPEP Sections 609 and 707.05(b) it is requested that each document cited (including any cited in applicants' specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449, so that it will appear on the face of the patent issuing on the present application, even if the Examiner does not consider it sufficiently pertinent to use in a rejection, or otherwise does not consider it to be prior

art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with.

The present Disclosure Statement is also being submitted in compliance with 37 CFR § 1.56 as an Examiner might consider any cited document important in deciding whether to allow the application to issue as a patent, but the citation of each document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents are relevant or effective as prior art, or that they represent the results of a complete search, and it is anticipated that the Examiner in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 CFR §§ 1.104(a) and 1.106(b), and in the course of such search will review for relevance every document cited on the attached form even if not initialed.

Early and favorable consideration is earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Nada Jain', written over a horizontal line.

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